

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**v.**

**KASHAUN L. LOCKETT,**

**Defendant.**

**8:21CR192**

**ORDER**

This matter is before the Court on Defendant, Kashaun L. Lockett's Motion filed on June 27, 2023, requesting that the undersigned magistrate judge recuse himself in this matter. ([Filing No. 205](#)). "A party introducing a motion to recuse carries a heavy burden of proof; a judge is presumed to be impartial and the party seeking disqualification bears the substantial burden of proving otherwise." *In re Steward*, 828 F.3d 672, 682 (8th Cir. 2016) (quoting *Fletcher v. Conoco Pipe Line Co.*, 323 F.3d 661, 664 (8th Cir. 2003)). Having reviewed Defendant's motion, the undersigned magistrate judge finds no basis upon which he should recuse himself in this matter. See 28 U.S.C. § 455(a). Accordingly,

**IT IS ORDERED:** Defendant's Motion ([Filing No. 205](#)) is denied.

Dated this 28<sup>th</sup> day of June, 2023.

BY THE COURT:

s/ Michael D. Nelson  
United States Magistrate Judge

**ADMONITION**

A party may object to a magistrate judge's order by filing an objection within fourteen (14) days after being served with a copy of the order. See NECivR [72.2](#)(a). Failure to timely object may constitute a waiver of any objection.